GOVERNMENT OF MADRAS.

Rev (1951) Department

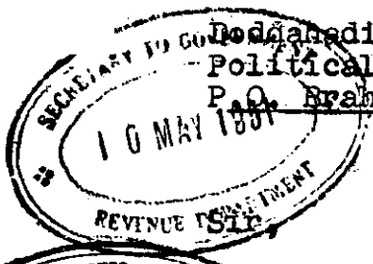
~~Endorsement~~
~~D.O.~~
Memorandum
~~Lodged~~

No. 40368 F/51

Dated 25-6-51 195 1.

FURTHER PAPERS.

FOR MYSORE STATE



Doddamadimane, B. Anthaya Shetty,
Political suffer, Udipi tq.,
P.O. Brahmavar. S.K. DT. — MEMORIALIST.

Sir,

Assignment - land- grant to political sufferers- South Kanara district- Udipi tq- Chantar village- S. Nos, 159/1 and 154/2- Collectors ppoceedings - R- dis No 11 501 dated 12/10/50 and resolution B.P. No 1885 dated 27/3/51 from the Board of Revenue.

1. The memorialist is highly aggrived with the order R. Dis No P.S.R.II 501 dated 12/10/50 and revenu Board's resolution B.P.Rt No 1885 dated 27/3/51 cited with regard t the order of the Collector sanctioning the rant of 10 acres of land in S.Nos 159/1 and 154/2 of No 55 Chanthar village in Udipi tq., S.K. Dt and the Board's resolution holding that it sees no reason to interfere with the collector's order and dismissing the memorialists appeal.

2. Athe appeal dated 31/10/50 mentioned in t he Boards' resolution was addressed to the Govt, of Madras Revenue Dept, Fort St, George Madras, as the memorialist knew fully well that it is usual with the Revenue Board to reject all appeals irrespective of their merits of the cases. The memorialist is at a loss to understand how the Board could pass any final orders without submitting the records to the Govt for orders. This itself would bhows that the Board had no patience even to peruse the memorandum of appeal against the collectors's order He therefore has now chosen to place before the Govt, all the facts concerning his claim for the Govt gift of land against the order of the collector and the proceedings of the Board of Revenue here below. The memoralist prays that Govt may be pleased to cancel both the orders after a patient perusal off all the records connected with this claim for the benifit of the concession and those connected with the enquiry relating there to He also urges that grounds mentioned herein and those to be urged by him in person at the time of this disposal of the memorial may be considered and the orders passed by the subordinates set a side. A personal hearing in this connection is expdiant for meeting out justice to the memorialist.

3. The Boards order refered to in the memorial is enclosed Collector's order was howver appended to the petition of the memorialist dated 31/10/50 desposed off and semilarly rejected by the Revenue Board..

National congress . The petitioner was shocked to receive in the first instance collector's proceedings L.Dis No 160/49 dated 1-4-49 rejecting his claim altogether. The petitioner feels proud that on prefering a memorandum of appeals before the Govt, of Madras , the said Govt, after due enquiry was pleased to accord sanction for grant of land to the memorialist acknowled ging his eligibility for it in its memorandum dated 45156-F. 49-3 dated 16/12/49, and accordingly directed the collector to confer on him the ful benifit of the concession that he was eligible for. On this also the memorialist had no faith on the revenue department officials and therefore submitted a memorandum to the Govt, in his petion dated 22/3/50 selecting lands in S.No 6 A/1 four acreas of Kumragodue and S.No 95/1 six acreas of Handadi village subsequently when the appealant came to know of the non-availability for the grant the land of Handadi village mentioned ab above he pressed his claim for grant of S.No. 99/1 of the very village in liew ther off. Knowing the attitude of the revenue sub ordinates the memorialist even pleged in his above memorandum to go on hunger strike before the secreterait from 1st May 50 and cheerfuly immolage himself in case justice is denied not only to himself but also to a good many influencial gunvine political suffers like himself in general. With all thses there was abnormal delay in deciding the grant of his claim and thrusting on him most undesireable lands consisting of hard bed of laterite stones and quite unfit for cultivstion even thoughthe special revenue Inspector for grant of lands to the political suffers enqu ired into his claim on 13/5/50.

5. The Shnbhogues of Handadi and Chanthar tarfs were vindictive and oppoesed to his claim for lands selected by him . These facts were represented by the memorialist during enquiry in his statement before the special R.I. The records of enquiry if called for and perused will bear ample testimoney of the memorialists' contentions and assertions made by him against the respective Karnams. The Shanbhag of Handadi being as staunch member of R.S.S, and the supporter of its creed, he was to work against the congress persons and its genvine political suffgerers . This to apparent from the fact that not a single political suffgere was sanctioned any grant of land in the villag- es of the shanbogues tarf even though there were a good many applications, the Karnam not being satisfied to recomend rejectio of the claims for lands in his villages also would prevail upon the Thasildars to support his recomendations. The Shanbhogue a rich Vargdar and a Thasildar(s) whenever they camp in Chantar or its side villages rely on his hospitability for meals. The present thasildar sri Ganapathi Kedillaya being a Brahmin is all the more attached him and stays with with him . He visits the villages of Brahmavar Firka with this shanbhague thus affor ing him ample of opportunities to receive ill-legal gratificati in most of the cases relating to the villages of Brahmavar Firk On this account the Thasildar owing to evil influences of the Karnm came on the way of the memorialist to secure the Govt, gift of lands he desired and situated near the place of his abode or the memorialist. The plots S. NO's 6/A1 of Kumragodue and 99/1 of Handadi are mostly suited for cultivations. They are further unobjectionable being not needed for any communal purposes. Yet on the Govt that they are Puramboke lands their grant to the memorialist was denied. While similar lands in other villages both in Udipi taluk and other taluks of the Dist were confer ed on the desiring appplicants. For example the records relating to the grant of lands sanctioned in favour of Koni Annappa Karantha of Coondapoor, Balkudru Sanjeeva shetty, Narashima Holla Ranganath Prabhu and Bolar Narayana Nayak of U Udipi may be pereused. Even the escheated wet and garden land worth thousands of rupees were recommended and got sanctioned for assignment to M/s. Kariyanna shetty and Narasimha Holla. The memorialist may be permitted to submit for the kind conside ation of the govt, whether there is any justiifaction for con- fering good and valueable lands on a few individuals and callin

on masses of other political sufferers to accept undesirable lands suited for cultivation. When they were not even selected by them on pain of forfitting the benifit of the concession should they be unwilling to accept the lands so offere offered.

6. The very fact that the memorialist was issued to be present at a meeting organised by the then thasildar and calling on him to produce before him requisite proofs of his genuine political sufferings and continuous & loyalty to the congress carrying that with it to reject his claims in the event of his failiar to be present with necessary proof is a positive indication how the officers were bent upon to override the memorialists claim for the gift of land. The memorialists's claim once previously rejected, was on considering the merits of claim was held in his favour by the government after due enquiry. The memorialist is at a loss to understand how the queestion of his eligibility for the benfit of the concession could again cast suspecion calling for proof of his guneiness his of his sufferings. Such a proceedure was not called for unless it was with the object override the Govt, order passed in his favours. There would have been some justification atleast if the meeting was organised for the selection of sites. But as it is Thasildar's notice was ninly intended to disqualify the memorialist and avoid further troubles fo granting the Govt, gift of land on him. In the mean while the memorialist received a letter from his brother that the revenue Inspector Brahmavar recorded a statement of him for plots other than those desired by the memorialist , even thoughthe individual was not even nominated to make any statement on his behalf. This must have been done with the view to deceive the memorialist cand thrust on him lands not suited for any purpose. In this connection the memorialist is constrained to submit that the sites desired by him were selected from the list of lands available for grant as maintaine in the taluk office. It is therefore [illegible] how such sites could now be denied to him. These facts cast grave doubts in the mind of the memorialist and he therefore approached the Thasildar on 14-8-50 to know the exact state of afaars . But the Thasildar denied the to recommend the site sought for and offered to him instead other sites which the memorialist was not even shown on ground remarking that the site selected by the memorialist in Beloor-Jeddu and Vontekally of Handadi village and Kumragodue village were Paromboke grazing ground lands seriously objected by the Shanbhogue.

7 The Memorialist in his petion to the collector requesting for personal inspection fet of the site desired by him. But unfortunately neither he nor the R.D.O. Coondapoor inspected them though the memorialist appeared before the later during his camp at Brahmavar on three successive days repeatdly requested him for such inspection. The R.D.O. relied on the inspection report of the Thasildar who seemed to have nspected the same in the absence of the memorialist during night time with the Shanbhogue of the village who is the open enemy of the memorialist. Thus it is on a ccount of the imperialistic tendency of the Govt servants the benefit of the concession, which the Govt, have offered to the political suf erers has become just like a treasure inside a mirror, those who actually suffered and not influential

8. The memorialist therefore seeks an interview with the Revenue minister to place before him all aspects regarding his claim for the benefit of the conecession. He thus desires to Know whether in equity of justice he is to get the lands selcted by him or not. In case of his requests is not complied with and no action is taken the memorialsit may be permitted that he has decided to go on hunger strike before the Secretarite office Madras as a demonstration against the wholesale vindictiveness to which the political suffe es including the memorialist have been

subjected to in the South Kanara District.

Brahmavar. S.K.

date 20-4-1951.

Memorialist.

Copy to :-

To The Prime minister Govt, of Madras.
To, The Revenue Minister , Govt, of Madras,
To, The President, Tamilnad Congress Comittee.

Rd

Order No 35080 F/51-1 dated 12.5.51

Returned

The petitioner should enclose a copy of the order of the Board against which he is appealing

Sri.W.R.S.Sattianathan.I.C.S.
Commissioner of Land Revenue

Assignment Land-Grant to Political sufferers-(South Kanara)
Udipi Taluk--Chantar village-S.No.S 159/1 or 154/2 -Petition from
D.B Anthayyya shetty dismissed.

Petition from D.B.Anthayya shetty, dated 31-10-1950.
From the collector of South Kanara. No R 3.31402/50 dated 21-1-51.
dated 14-3-1951.

Please issue
25/6/57

Memo. no 40368 F/57-1 dated 25-6-57

Land - Grant to Political Sufferers - (South Kanara) - Udipi taluk - Chantar village S.no 159/1 etc - Granted - Appeal - Rejected -.

pp. 1-4 cf

From Sri. B. Anthaya Shetty petition dated 20-4-'57

The Govt see no reason to interfere on behalf of the petitioner. The petition is rejected.

Sri. B. Anthaya Shetty
Political Sufferer
Udipi taluk
Brahmavar. P.O.
South Kanara-Dt

M 25/6/57

25/6/57

Re 25/6/57

[C. No 40.368 F/51]

Assignment - Land - Grant to political Sufferers - (South Kanara) - Udipi taluk - Chantar village - S. No 159/1 etc - Grantee - Appeal.

pp 1-4 cf — From Sri. B. Huttaya Shetty petition dated 20-4-'51.

To A.S.

Please see the petition on pp 1-4 c

para 2 p 2 cf — 2. The petitioner states that he is a political sufferer and that he appli for S. No 95/1 in Handadi village and para 5 p 2 cf — other S. Nos. As the Shanbogue of the village was inimically disposed towards him, h raised all sorts of objections and the higher Revenue authorities depending upon the statements of the Shanbogue refused to assign the lands to him. He has stated that h para 6 p 3 cf — has been granted S. No 159/1 & S. No 154/2 of Chantar village and that these lands are quite useless and unfit for cultivation He appealed against this assignment to the Board of but his appeal was rejected. He has now appealed to the Govt against the Board's orders. He requests p 5 cf — para 8 p 3 cf — that he may be granted an interview and also threatened that he would fast before the Secretariat if his request is not complied with.

para 3 p 2 cf — 3. It appears from the petition that the lands applied for by him were communal lands and therefore they were not assigned. The Collector appears to have (B) — taken action under Co. No 849 Rev dated 20-3-'50 and assigned him some other lands. Presumably it is for this reason the Board p 5 cf — has rejected the appeal of the petitioner. In the circumstances it is for orders whether

the petition may be rejected or (2) whether a report may be called for and the petition further examined.

13-6-51

13.6.51

There is no necessity to call for a report as view of the fact that some other lands have been granted under the rules, but the previous papers referred to by the petn. must at least be put up. Petn. has not even been referred. They indicate very slipshod work

16.6.51

To A.S.

With reference to the query above the previous papers referred to in the petition is put up at (A). The omission to put it up in the first instance and the failure to reference the petition fully is very much regretted.

21.6.51 A above may be approved

21.6.51 & the petn. rejected

21.6.51 Dt. 22.6.51

To A.S

With reference to the orders above a draft Memo is submitted for approval.

22-6-51

25.6.51

28.6.51

Before His Excellency the Governor of Madras.

Doddahudimane B. Anthaya Shetty
Brahmavar XXXXX, Udipi Taluk
South-Kanara District.

Memorialist

Sub: Assignment of land to Political sufferer-
Canter village - Udipi taluk-S.Kanara Dt.

Memorial against the order of the Government of Madras Revenue Department Memorandum no. 40368-F 51-1 dated 25--6--1951.

The memorialist being highly aggrieved by the order of the Government in Memorandum No. 40368 F dated 25-6-51 begs to prefer this memorial for the following among other reasons:

1. The Memorialist is a po itical sufferer having suffered lathi charge twice and impris nment twice during the Civil Disobedience Movement in 1932. Besides, the memorialist was and still is a worker for the Harijan Welfare and the Government in its order Memorandum No. 45156-F 49-3 dated 6-12-49 directed the Collector of South-Kanara to assign the memorialist the land as gift for his work and suffering in the cause of the country. It may not be out of place to mention that the memorialist was granted above said land against the wishes of the local officers, who are not well disposed towards the memorialist as he is a poor man and other rich persons of the locality were working against him.

2. The Collector of South Kanara entrusted the assignment of land to the local officers who for reasons already stated above was not in favour of the memorialist and in order to spite the memorialist assigned worthless and useless land in Canter village in S.Nos 153/1 and 154/2

SECRETARY TO GOVERNMENT
27 JUL 1951
REVENUE DEPARTMENT

and it is not possible to get any water nearabout. This place is very far away from the roads and is a ~~hik~~ hill slop where the slent is very very great.

3. The very same plots were assigned to Harijans in the year 1934 by the Labour department and these Harijans gave it up as useless and as it was not possible to bring the same under cultivation.

4. 5 miles away from the memorialist's house and it is not possible to cultivate these lands, living far away, where the memorialist could ~~mkx~~ not have food without extra expenses and the cultivation even if possible will not be economical and will be very expensive which is not possible for the memorialist as he is a very poor person.

5. There are several plots which have been pointed out by me in my application and which are nearer my house and if I should be allotted these lands I could have my food in my house and work in the allotted lands most economically and most usefully and grow more food crops which will help the Grow More Food campaign.

6. These lands are Government wastem lands and will not be opposed to any principles, if they are allotted to the memorialist. In fact in two of the places, viz Varamballi and Handady villages the Government has granted 10 acres to the High School and to the Elemenbary School for Harijans respectively. The memorialist willbe able to work also for the Harijans as it is a Harijan colony.

7. In the circumstances the Memorialist prays that the Connected papers may be called for and instead of the abve said lands in Canter village, the memorialist may be granted 10 acres in any of the following villages:

Or

2. Handady village:

95 A-1	13
3 A	1-19
22-1	30
31-26	7
55-2A	2
101-3	32
101.8	30
99-1	8-20

Or

3. Pejamangalore village

1-15 A

Or

4. Herur village

106

Or

5. Varamballi Village

186
206-7

Or

6. Baikadi village

29

For which act of kindness the memorialist shall ever pray,

Memorialist.

Memo. No 532 93 F/57-1

Land — Grant to Political sufferers (South Kanara) — Udipi Taluk — Chantar Village — S. No 159/1 etc — Granted — Appeal — From Sri. D.B. Anthaya Shetty Petn dated nil

A Copy of the petition ~~together with Govt Memo No 368 F/57-1 Rev dated 25-6-~~ is forwarded to the Coll of South Kanara. He is requested to consider the request of the petitioner, if the plots allotted to allotment him are as bad as described in the petition.

28.7.57

Note 28.7.57